

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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THE SILVERFERN GROUP, INC.,	:	CIVIL ACTION NO.
	:	06CV15404
Plaintiff,	:	
	:	
v.	:	<b>PLAINTIFF'S RESPONSE TO</b>
	:	<b>DEFENDANT'S STATEMENT</b>
ePALS CLASSROOM EXCHANGE,	:	<b>OF UNDISPUTED FACTS</b>
INC.,	:	
	:	
Defendant.	:	
-----X		

Plaintiff, The Silverfern Group, Inc. ("Silverfern"), by its undersigned counsel, submits this response pursuant to local rule 56.1, to defendant's March 27, 2007 "Statement of Undisputed Facts", and respectfully:

1. admits the allegations contained in defendant's paragraph No. 1;  
and

2. denies each and every allegation contained in defendant's paragraphs no. 2, 3, 4, 5, 6 7, 8, and 9, and respectfully refers the Court and counsel to the actual agreement referred to therein for its meaning, terms and effect, and to Silverfern's Reply Memorandum of Law submitted herewith for Silverfern's own discussion and analysis thereof.

WHEREFORE, defendant's cross-motion should be denied, and Silverfern's motion granted, together with such other and further relief as the Court may deem appropriate.

Dated: New York, New York  
April 9, 2007

TOFEL & PARTNERS, LLP

By: 

Lawrence E. Tofel  
800 Third Avenue, 12<sup>th</sup> Floor  
New York, NY 10022  
(212) 752-0007  
*Attorneys for Plaintiff*

To: James C. Sherwood, Esq.  
Schlam Stone & Dolan, LLP  
26 Broadway  
New York, NY 10004  
*Attorneys for Defendants*